### AWAIT A FULL BENCH

Important Cases in the U.S. Supreme Court Delayed.

MAY BE MOODY OR LURTON

Reckoned with in Matter of Con-Appoint Mr. Moody.

in the Supreme Court will be filled before ate is considered necessary before he can take his seat on the bench.

Two names have been prominently mentioned in connection with the vacancy-Attorney General Moody and Judge Horace Lurton, of Tennessee, senior judge of the Court of Appeals for the Sixth circuit. Mr. Moody is soon to retire from the Department of Justice, to resume the practice of law in Boston, but it is known that he would not decline the offer of a Supreme Court justiceship. It is known also that the President would rather appoint Mr. Moody to the Supreme Court | beauty and cleanliness, aside fro however, be opposition to having two ment. Massachusetts men members of the Supreme Court, Justice Holmes being one of the variety of these mementos. They begin with the picture postcards, and the scale is ascendant to the more elaborate and sometimes very artistic portfolios of Mr. Moody to the judiciary.

Objections to Judge Lurton,

One objection to the appointment of Judge Lurten is that the Sixth circuit have visited Washington and each visit

Fuller, in case the latter should decide to retire, as the filling of nearly half the bench from one judicial district and two of them from one State would hard-ly find favor with the Senators. Mr.

Tagt will red second the Precident of American Beauty roses. Henry W. Hodges, the clerk of the Court of Appeals, read the commission of President Rosewell, and the chief justice then ordered the cast administred which Taft will not accept the President's offer of the associate judgeship, tendered last

ermment, but also the numerous firigition companies of Colorado, the court creating for the court creating that the ratings of many lavalid pensions are constantly in creating has suggested the desirability of deferring the hearings until the bench is filled, and the causes assigned, are as follows December 17 being the earliest date upon which it is safe to count upon action by the Senate, the court to-day, when the case is called, will probably fix that date of the causes assigned, are by death. By temperature, the causes assigned, are by death and the causes assigned, are causes as caused a

One reason for disposing of the matter as soon as possible is that the Attorney General of Colorado and his assistants will go out of office on January 1, and after spending a year in preparation they desire to complete the case.

#### SUPREME COURT CONVENES

Opens October Term and Makes Customary Call on President.

With only eight members on the bench, owing to the resignation of Justice lawyers. The books of the department Brown last spring, the Supreme Court of skow that out of the \$6,152,000 of first paythe United States at noon yesterday opened its October term. The meeting was brief and formal, the court adjourning desptie the fact that 105 died during only a few minutes after 12 o'clock, in order to pay its respects to the President. Washington is credited with 54,354 penaccording to custom. In carriages, the Chief Justice, Melville W. Fuller, and his ing departmental expenses, of \$8,247,749.87 seven associates, were driven to the White House, where they were received by the President with due solemnity, by the President with due solemnity. ment of \$15,957,754.39. After a few minutes of conversation they returned to their chambers at the Capi-

The real business of the court will not begia until to-day. The first case to go Cynical and Contemptuous Expreson for hearing, and which will consume several days, will be that of the State of From the Philadelphia Bulletin. Kansas vs. Colorado, involving irrigation rights to the Arkansas river.

there. A western attorney attempted to make a motion before the Department of

Gordon, of Washington, D. C.; Bert Fes-ler, of Duluth, Minn.; Chester L. Collins, of Bay City, Mich.; Timothy J. Butler, of Concordia, Kan.; William S. Cook, of San Francisco, Cal.; Charles C. Upham, of Canton, Ohio; C. H. Scott, of Elkins. Va.; George Peck Merrick, Chicago; and George F. Aush, of Seattle, Wash,

#### 12,000 SHIPBUILDERS STRIKE.

Long Labor Struggle Is Expected by

British Employers.

London, Oct. 8.—Twelve thousand men in the shipbuilding trade are now on she talks too much. "A woman's longue of back money and their strike benefits rest.

of wages to the extent of 5 per cent on piece rates and 3 per cent per week on time rates. The employers say that the condition of the trade precludes them from giving any advance. In a recent letter to the Boilermakers' Association the Shipbuilding Association said: "The prospects, which are the determining fac tor in a wage question, are worse than they have been at any time for many years past,'

Spurned by Wife, He Ends Life. Bethlehem, Pa., Oct. 8.-Returning home after deserting his wife and children ten years ago, George B. Harris pleaded with his wife to take him in. Upon her refusal to have anything to do with him, Harris drew a revolver and fatally shot same wages as in the past.

#### WASHINGTON SOUVENIR TOWN,

io City in the Country Where the Business Is so Extensive.

Probably in no place in the country are there so many establishments devoted solely to the manufacture and sale of souvenirs as in Washington. In some of the far Western cities, and in the larger Eastern cities, this sort of traffic furnishes a large volume of business, and much employment, but Washington stands alone as a place for memento stores by the score, where one can buy all day Question of Geographical Represen- without duplicating any of the little retation on Bench a Factor to Be membrances of a pleasant trip to the Nation's Capital, to be taken home and treasured or sent to friends at home with firmation-President Would Like to whose best wishes, sometimes envy, the traveler makes a pilgrimage to the Cap-

Particularly are the paths from the railroad station beset with pitfalls in the It is not probable that the vacancy shape of windows that could not be improved upon as models of attractiveness, Congress meets in December, for the con-firmation of the appointee by the Sen-tures peculiar to the souvenir business for a judiclous display of a variety of attractive articles is almost sure to lure the visitor into the store, and once in, it is impossible for him to get away without having first bought presents for almost every one he can remember. The purchases more than likely are in very small amounts, but the aggregate makes a good sale for the shop owner, and the visitor is loaded down with a lot of stuff, most of which is too attractive to be scon lost and which goes to every part of the country as an advertisement of the fact that Washington has no equal in America as an attractive city, from the viewpoint of bench than any other man. There would, fact that it is the seat of the govern-

There can really be no estimate made views and the handiwork of the gold and

It's a poor rural community that has already has two representatives on the Supreme bench—Justice Harian, of Kentucky, and Day, of Ohio. Another is that he is sixty-four years of age, and as Successor to Justice Duell Greeted ten years' service is necessary before re-tirement be would be seventy-four York as "too artificial" and Chicago as tirement, he would be seventy-four years old before he could be eligible for retirement.

It is declared that the opposition which it is a county of the local bar and personal friends of the local bar and personal friends of the Hon. Charles H. Robb, the new associate justice who was appointed by the President last Friday to fill the Wagons, but most of those who do only do would probably develop to the appointment of two Massachusetts men to the Supreme bench does not extend so largely to appointments from Western States or judicial districts, and that Judge Lurton's nomination might be confirmed without any serious opposition. His appointment, however, which would make three from the Sixth district, might be quite an obstacle to the ambition of Secretary Tait to succeed Chief Justice Fuller, in case the latter should decide study, after he gets home, on features of on the bench of the District of Columbia Court of Appeals caused by the resignation of Associate Justice Duell, were present to greet him when court opened yesterday morning.

Chief Justice Shepard and as a rule they are people who can afford to stay until they have learned enough of the city's ways and attractions to go t

## DEATH DEPLETING RANKS.

of the associate judgeship, tendered last spring, and for some time held open awaiting his decision.

May Cause Postponement of Cases.

The vacancy will probably cause the postponement of several important cases assigned for argument to-day, or coming up before Congress meets, it being the first to do so being Justice, the first to do so being assigned for argument to-day, or coming up before Congress meets, it being desirable that they be passed upon by a full bench. One of these is the controversy between the States of Colorado and Kansus over the use by the former for irrigation purposes of the waters of the Colorado River. On account of the immense interests o fthe government in irrigation work, it was granted the rights of an intervener, and the Assistant Attorney General for the Interior Department will take part in the arguments. To the array of counsel here represent. The first routine business to be disposed of money disbursed, however, is shown to find the fact that the annual value of the torney General for the Interior Department will take part in the arguments. To the array of counsel here representing not only the two States and the government of the states of the control of the states of the control of the internal revenue, the Hon. John W. Yerkes, Solicitor General Hays, of the internal revenue; District Attorney Daniel W. Baker, former District Attorney, Morgan H. Beach, and many other prominent in official life, were present. The first routine business to be disposed of with the new justice on the bench was the admission of several applicants to practice at the bar of the Court of Appeals. Among these were many who were recently admitted to the bar of the District Supreme Court. After that the calendar was disposed of in the usual order.

The number of pensioners dropped, and

Total....

There now remains four pensioners of the Revolutionary war, a decrease of que. The list includes one widow and three daughters. Last year there were four daughters. Of the war of 1812, 660 pensioners remain—all widows.

Not the least interesting item in the re ort is that pertaining to lawyers. As est of the claimants secure legal assist ance through assignment of a portion of neys, the pension department is able to ments, \$478,460 went to attorneys. The total number of recognized attorneys is

sioners, with a total disbursement, includ

#### WOMEN IN PROVERB.

sions Concerning the Fair Sex.

The Germans say: "Listen to a woman's first opinion, but not her second." This Previous to adjournment to go to the proverb embodies the world-old theory White House, the court heard motions for that a woman's intuition is better than

Justice had been afforded this opportu- petual torment" and "A man of straw nity, and Chief Justice Fuller gently rep- is worth a woman of gold." The absurd rimanded the attorney for not according French cynicism, the French distrust of to the Department the precedence. The attorneys admitted were William A. two proverbs as in one of Guy De womankind, is as well portrayed in those

The Spanish love their women, but in a light and jesting way. Thus their proverbs make sport of her. For instance: "Women, wind and fortune are changeable." "If you have anything to George Cole Otto, of Chicago; C. Edward Thornton, of Chicago; William L. Chitty, of Chicago; Harris T. Williams, of Chicago; W. R. Robertson, of Webb City, Monard George F. Ann. your guard against a bad woman and never trust a good one." "There is enly one bad wife, but every husband thinks he has got her."

Bitter and contemptuous is the Italian dea of woman. They say in Italy as hey suck desperately on their miserably ade government cigars: "He who loses s wife and a brass farthing has only

strike on the Clyde. Their withdrawal is her sword and she never permits it to

have made them feel quite opulent, and they spent last week as a holiday.

The American proverus are "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a secret, but it takes a lot of them to do it" and "Women can keep a lot of them to do it" and "Women can keep a lot of paint to hide their blushes."

#### COMPANY IS GENEROUS.

General Electric Voluntarily Reduces Hours Without Cut in Pay. Lynn, Mass., Oct. 8 .- A voluntary derease of the hours of labor of the 9,000

employes of the General Electric Company went into effect this morning, and it includes no cut down in wages. Hereafter the men and women will work only fifty-five hours per week and will enjoy the Saturday half holiday the year round. The net result of the change of hours is FINANCIAL.

JUSTICE ROBB ASSUMES DUTIES

by Crowds of Friends.

A large number of prominent mem

Roosevelt, and the chief justice ther ordered the oath administered, which

function was performed by Mr. Hodges

DAILY COURT RECORD.

Supreme Court of the United States.

met pursuant to law.
The Chief Justice, Mr. Justice Harlan,
Brewer, Mr. Justice White, Mr. Justice
Ir. Justice McKenna, Mr. Justice Holmes,
ustice Day.
4. Gordon, of Washington, D. C.; Bert
Duluth, Minn.; Chester L. Collins, of

duth, Minn.; Chesfer L. Collins, of th.; Timothy J. Butler, of Concordia, a Hoff Cook, of San Francisco, Cal.; cham, of Canton, Ohio; C. H. Scott, Va.; George Peck Merrick, of Chi-cordia, of Chicago, Il.; William L. icago, Ill.; Harris F. Williams, of W. R. Robertson, of Webb City, tge F. Aust, of Seattle, Wash., were ractice.

d to practice. Chief Justice announced that all motions for yesterday would be heard to-day, and e court would then commence the call of ket pursuant to the twenty-sixth rule. The dutil to-day at 12 o'clock. The day r Tuesday, October 9, will be as follows: (original), 167, 129, 179, 208, 215 (and 22 and 214, 239 (and 250 and 251), and 1.

Robert E. McNamara, Lawrence E. r W. Calver, Robert F. Whitehead,

isalloway et al.; placed at foot of cys, Leckie, Fulton & Cox, R. S. A. Toomey for plaintiff and S. T.

vs. Evans; specially assigned for er 16. Attorneys, D. W. Baker-

Equity Court No. 1. Justice Harry M. Clabaugh.
r vs. Stoner; rule as to contempt returnable 12, 1906. Attorneys, E. L. Gies and W. C.

rston,
7 vs. Busey; rule as to restraining order, ali&c., returnable October 19, 1996.
re lunacy of Michael Shirecliffe; account of aitec approved and committee discharged. he vs. Dowd; distribution authorized. AttorJ. J. Brosnan-J. A. Teomey and T. P.

Hitchcock; bill dismissed. Chas. Putnam for plaintiff; D. W. Baker

Circuit Court No. 1.

Circcuit Court No. 2.

Criminal Court No. 1.

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Court of Appeals.

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Louis P. Shoemaker, Thomas W. Smith, H. D. Mirick, Ellis Spear. John A. Swope George Truesdell, B. H. Warner.

ur W. Calver, Robert F. Whitehead, ams, John Molloy, Nathan Gammon, ely, James H. Hamili, John G. Lows, E. Rudolph Yeatman, Charles A. Me-mt. Rhodes, R. H. Van Nest, Alexsos, F. J. P. Cleary, Territ Towles, Maurice J. Wall, Elmont B. Hazert King.
Phelps; placed at foot of calendar. A. Johnson—G. F. Havell.
van: placed at foot of docket, At-V. Baker—Hamilton & Colbert and ell; placed at foot of docket. At-Fulton & Cox-J. J. Darlington Costigan, attorness. Ostigan, attorneys.
United States vs. Robert Tyler, robbery; sentenced.
United States vs. George P. Pullman, gaming able; nolie pros. Attorney, H. E. Davis.
United States vs. William Coles and William Hawkins; nolle pros. Attorney, John A. Collins. ant. soon et al.; placed at foot of Hallam & Hallam-E. A. Jones. Criminal Court No. 2.

JUSTICE BARNARD. United States vs. Luther F. Butler; section 5580 Revised States United States, Attorney, W. E.

October 19. Attorneys, D. W. Bakerof Columbia vs. Duryee; placed at foot
Attorney, E. H. Thomas.
vs. The Biggs Heating Company; petiacate order dismissing appeal. Submitted
States vs. Emily Griffin; receiving stolen
properly; plea not guilty. Attorney, Campbell
acring case to calendar. Attorneys, L. A.
H. Thomas and F. H. Stephens.
n. ct. al. vs. Eiroy et al., argument commappellant by Mr. C. T. Hendler, conEdmund Burke for appellee, and conappellant by Mr. C. T. Hendler, con-Norma K. Wilcox vs. H. T. Wilcox; divorce, Charles M. Woolf et al. vs. Unknown Heirs of John Ray et al.; to quiet title, Potomac Dredging Company vs. Louis E. Smoot and Ashlan F. Hadan; injunction and account. Law Suits.

Alexander Elliott vs. Charles A. Langley; damages, \$15,900.

(The Herald's court record, unavoidably incomplete to-day, will be made an accurate and detailed daily summary of the proceedings in the District courts, in which those interested may rely.)

BULLFIGHT TO RAISE FUNDS.

Spanish Society for Prevention of Cruelty to Animals Shocked.

vs. Regan; collection of certain money with Hamilton & Colbert and G. P. Hoover off and D. W. Baker for defendant. The Company vs. The Richmond Combination of the Work of the Spanish discharged. Meriliat et al. vs. Hooker et al.; decree pro con-esso. Hason M. Richardson and Chas. H. Meriliat or plaintiff and Pester & Price, and H. B. Moul-"It was in Madrid that I met an Eng-

the wife of the then English ambassador She told me that the lady of the high Grimm; submitted. Wilson and Barks-antiff; Harry Welch for defendant. Bailey; sale decreed. John B. Bailey F. W. Balley appointed trustees; bond alley for defendant. alley for defendant and having done so, with brilliant suc-cess, she went over to England for a cess, she went over to England for a

Seek; divorce a vin. mat. Newton & Gil-John Ridout for plaintiff; and J. W. David "That particular S. P. C. A. was very dear to her heart, and so when she re-turned her first thought was to call her Whitford; verdiet for plaintiff. A. Y. plaintiff; G. L. Whitford for defendant, National Bank vs. Neumyer; order for ommittee together. She was delighted to find their enthusiasm had not waned, and to issue. Baker; verdict for defendant. National Metropolitan Bank; certified to made haste to ask them to make their report. She listened with the greatest satisfaction to the reading of the names garten vs. Baumgarten; order requiring de-to plead within five days to amended declaof new members and the consequent swelling of the finances of the new society. On the subject of new business an important personage then took the floor. She outlined future work and an-Snyder vs. Sage Co.; judgment for plaintiff by deault, and judgment of condemnation on plaintiff.

L. Smuth and J. B. Archer, p.

Cupper 1s. Alderman et al.; jury sworp. nounced finally with great triumph, saving this bomb till the last, that she had From Tales. completely organized a builfight in aid of the society! JUSTICE STAFFORD.
Stars vs. John H. Holmes; order to reoperty. Attorney, C. W. Claggett.
States vs. Charles Byington; housebreakdress." "Imagine the feelings of the ambassa-

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